

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: RUSSELL, et al.

SERIAL NO.: 10/679,158

Group Art Unit: 3733

FILED: October 3, 2003

Examiner: Wistermayer, Alexis

FOR: SURGICAL POSITIONERS

Attorney Docket No.: 50642/287729

Date: May 20, 2008

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In an April 4, 2008 Office communication (the "Office Action"), the Examiner required restriction among the following claim sets:

- Claims 1-12 and 19-25: drawn to a surgical positioner.
- Claims 13-18 and 26-35: drawn to a method of performing a surgical procedure.

Applicants elect Group II, claims 13-18 and 26-35, without traverse. In light of the election, the undersigned is of the opinion that this application is in a condition for allowance and respectfully requests the same. Along with this response, the undersigned respectfully petitions for a one month extension of time in which to respond to the restriction requirement. Aside from this petition, no other fees are believed due at this time, however, to the extent that belief is incorrect, the Commissioner is authorized to charge any additional fees that may be due for this response to Deposit Account No. 11-0855.